

CLOSED

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

MAGWITCH L.L.C.,

Plaintiff,

v.

PUSSERS, INC., et al.,

Defendants.

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Civil Action No. 07-3040 (SRC)

ORDER

CHESLER, U.S.D.J.

This matter having come before the Court upon the motion to dismiss the complaint by Defendants Pussers, Inc., Pussers, Ltd., Pusser's West Indies, Ltd., and Charles Tobias ("Defendants") [docket item # 9]; and objections having been filed by Plaintiff Magwitch L.L.C. [docket item # 13]; and the Court having considered the papers filed by the parties in support and in opposition of the motion; and the Court having held oral argument on this motion on December 10, 2007; therefore,

For the reasons set forth on the record of oral argument of December 10, 2007,

IT IS on this 20th day of December, 2007

ORDERED that Defendants' motion to dismiss the complaint [docket item # 9] is **GRANTED**; and it is further

ORDERED that this case is **DISMISSED WITHOUT PREJUDICE**; and it is further

ORDERED that this case be and hereby is **CLOSED**.

/s Stanley R. Chesler
STANLEY R. CHESLER, U.S.D.J.